SINGLE BENCH

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

WRIT PETITION NO.2253 /2005

PETITIONER

S.K. Shrivastava, son of Late Shri D.P. Shrivastava, aged about 54 years, occupation – Service, Panchayat and Social Education Organisation, resident of Bengalipara, Sarkanda, distt. Bilaspur (Chhattisgarh)

P.R. No. 2054/05
Presented by Shri Ajay Dhurandhar
dated 05-05-05

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5.5.05
CLERK to A. G. BILASPUR

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through – the Secretary, Department of Panchayat and Social Welfare, D.K.S. Bhawan, Raipur (C.G.)

2. The Collector, Bilaspur and Distt. Election Officer, Bilaspur (Chhattisgarh)

3. R.R. Dehari, Joint / Deputy Collector, District ~~Collector, Bilaspur,~~ Election officer, Bilaspur (C.G.)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(30)

**मामला क्रमांक** W.P.No. 2253/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

**15.06.2005**

Shri Alok Bakshi, counsel for the petitioner.

Shri Arun Sao, Dy. Govt. Advocate for the State/respondents No. 1 and 2.

Heard both the counsel.

After perusal of the petition, it appears that the petition has been filed for a limited relief seeking a direction to the Inquiry Officer to submit his inquiry report within a month.

As stated by learned counsel for the petitioner, the facts of the case are that the petitioner is working as Panchayat and Social Education Organizer in the department of Panchayat and Social Welfare of the State Government. He was served with a charge-sheet in the month of February, 2004. The petitioner had filed his reply to the said charge-sheet on 11.2.2004. The matter was fixed for evidence by Inquiry officer and the Inquiry officer has recorded evidence in between 21.5.2004 to 2.8.2004. The evidence of last witness was recorded on 2.8.2004.

Learned counsel for the petitioner submits that after 2.8.2004, no steps have been taken by Inquiry officer or disciplinary authority towards conclusion of inquiry and the same is still pending. He makes a prayer that a direction may be issued to the Inquiry officer to submit the inquiry report so that the matter comes to an end.

SP/FS/2005 - 20,000

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

**मामला क्रमांक** W.P.No. 2253/2005 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

| आदेश का दिनांक तथा आदेश क्रमांक | हस्ताक्षर सहित आदेश —2— | कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश |
|---|---|---|

Learned counsel for the State has no objection to this limited prayer made by learned counsel for the petitioner.

Considering the facts and circumstances, in the opinion of this Court, ends of justice would be served, if a direction is given to the disciplinary authority to conclude the inquiry within a stipulated period.

Since the evidence is said to have been concluded on 2.8.2004, I hereby direct that if inquiry has not been completed so far, it shall be concluded as early as possible preferably within a period of three months from the date of filing of this order before the disciplinary authority.

Accordingly, this petition is allowed with the above directions. There shall be no order as to costs.

Certified copy as per rules.

**Sd/-**
**Sunil Kumar Sinha**
**Judge**

Vathi

SP/FS/2005 - 20,000